



S010436%S%2005

2003, 2004, 2005

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: J P NICKELL; BUENA R NICKELL;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

J P NICKELL

**11671 ANDERSON SPRINGS RD
MIDDLETOWN, CA 95461**

STATEMENT NO.: S010436
CONTACT PHONE NO.: (707)987-3059

Source Name: ANDERSON CREEK

Tributary To: PUTAH CREEK

County: Lake

Diversion Within: SE1/4 of SE1/4 Section 25, T11N, R08W, MB&M

Year of First Use:

Parcel Number:

- A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): _____
- B. **Year of First Use:** (Please provide if missing above) _____
- C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec		
2003														
2004														
2005														

- D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering _____; Domestic _____;
Other (specify) _____
- E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

- F. Please answer only those questions below which are applicable to your project.
1. Conservation of water
- a. Are you now employing water conservation efforts? YES _____ NO _____
Describe any water conservation efforts you have initiated: _____

- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:
Reduction in Diversions:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

7/31/08
IN ACTION
STATUS

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: _____, 20____ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific options. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



State Water Resources Control Board



Linda S. Adams

Secretary for
Environmental Protection

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300

P.O. Box 2000 ♦ Sacramento, California 95812-2000

Fax: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger
Governor

MAR 07 2008

In Reply Refer to:
300:wt:S010436

H. P. and Buenua Nickell
11671 Anderson Springs Road
Middletown, CA 95461

STATEMENT OF WATER DIVERSION AND USE S010436 FOR A DIVERSION FROM THE ANDERSON CREEK WATERSHED IN LAKE COUNTY

On February 14, 2008, the State Water Resources Control Board, Division of Water Rights (Division) received from the Anderson Springs Community Service District (District), a report of annual water usage for 26 riparian users. On February 19, 2007, Mrs. Medrano with the District explained to Division staff that water is supplied to the 26 parties are under an agreement with the District. Based on the conversation, the Division understanding is that none of the 26 has their own active diversion system on Anderson Creek.

Division staff determined that out of the 26 parties listed; only five Statements of Water Diversion and Use are on record with this office. Your claim of a water diversion and use to Anderson Creek is filed under S010436. Since it is understood that your source of water is supplied from the District under their water rights rather you actually pumping the water from the creek, S010436 will be classified "inactive" in the Division's database. Until such time when you notify the Division that you have installed your own diversion works and are actively pumping for a beneficial use, the supplemental reports of water usage for S010436 will not be sent out.

If you have questions or concerns regarding this matter, please contact me at (916) 341-5408 or wtoy@waterboards.ca.gov.

Sincerely,

ORIGINAL SIGNED BY:

Whalen Toy

Water Resources Control Engineer

WQ Certification & Special Programs Unit

cc: Anderson Springs Community Service District
Drawer 929
Middletown, CA 95641

D:\My Documents\STATEMENT\s10436 withdraw letter 2-19-08.DOC

California Environmental Protection Agency

SURNAME

by 3/7/08



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Navigate to:

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e-WRIMS Status

[\[Back to Search Screen \]](#)

Application ID: S010436Water Right Type: Statement of Div and Use

Permit ID: NoneWater Rights Status: Inactive (03/07/2008)

License ID: NonePrimary Owner: J P NICKELL

ApplicationPartiesStatusUses and SeasonsPODs and SourcesPermitLicenseRelated RightsPetitionsRouting Slips

EnforcementsBillingsInspections

Status	Effective Date	Update Date/Time	Update User	
<div><div></div></div>	<div></div>			<div>Save</div>
Inactive	03/07/2008	03/07/2008 02:38:07 PM	wtoy	
Claimed	07/14/1981	09/28/2007 06:35:41 PM		

5-10436

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010436
OWNER OF RECORD: J P NICKELL

J P NICKELL
11671 ANDERSON SPRINGS RD
MIDDLETOWN, CA 95461

SOURCE: ANDERSON CREEK
TRIBUTARY TO: PUTAH CREEK
COUNTY: LAKE
DIVERSION

WITHIN: SE¼ OF SE¼ SECTION 25, T11N, R8W, MDB&M.

TELEPHONE NUMBER:
(707) 987-3059
YEAR OF FIRST USE:
PARCEL NO:

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 APR -6 AM 3:02

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above) 1981

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) ☐

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				✓	✓	✓	✓	✓	✓	✓			60,000 est
1993				✓	✓	✓	✓	✓	✓	✓			60,000 est
1994				✓	✓	✓	✓	✓	✓	✓			60,000 est

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation if Needed acres; Stockwatering ☐; Domestic if Needed

Other (specify) ☐

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

No

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 4-2-, 1995, at Middletown Ca, California

SIGNATURE: J.P. Nickell

PRINTED NAME: J. P. Nickell Pqua Nickell
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. 501043-6

DIVERSION SITE:

OWNER'S NAME Junior Paal Nickell
(FIRST) (MIDDLE) (LAST)

PARCEL NO. # 405

PLACE OF USE:

OWNER'S NAME Junior Paal Nickell
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. # 405

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER _____

NAME Junior Paal Nickell
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 11671 Anderson Springs Rd
Niddletown Ca 95461
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 987 - 3059

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 010436

J P & BUENA R NICKELL
11671 ANDERSON SPRINGS RD
MIDDLETOWN, CALIF 95461

TELEPHONE NUMBER:
(707) 987-3059

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ANDERSON CREEK

TRIBUTARY TO: PUTAH CREEK

COUNTY: LAKE

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 25, T11N, R08W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons
below are: ☐ Acre-feet
☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990	None				used			this year					None
1991	None				used								None
1992	None				used								None

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation None

Stockwatering None

Domestic None

Other (specify) None

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 7-8-, 19 93, at Middletown, California

Signature: Buena Nickell

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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000, SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

J P & BUENA R NICKELL
11671 ANDERSON SPRINGS RD
MIDDLETOWN, CALIF 95461

STATEMENT NO: 010436

TELEPHONE NUMBER:
(707) 987-3059

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ANDERSON CREEK

TRIBUTARY TO: PUTAH CREEK

COUNTY: LAKE

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 25, T11N, R08W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1987						✓	✓	✓	✓				
1988						✓	✓	✓	✓				
1989						✓	✓	✓	✓				

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1/2 acre

Stockwatering

Domestic

Other (specify)

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6/9/90, 19 at Middletown, California

Signature: Buena Nickell

J.P. Nickell

JUN 26 1990 KSN

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- .. "Appropriation of Water in California"

STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS STATE WATER RESOURCES
STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

JUL 14 3 53 PM '81

10436

A. Name of person diverting water J. P. or Buena R. Nickell
 Address 11671 Anderson Springs Rd. Middletown, Ca. 95461 Telephone: 987-3059
 B. Name of body of water at point of diversion Anderson Creek
 Tributary to Potah Creek

C. Place of diversion S.E. 1/4 S.E. 1/4 Section 25, Township 11N, Range 11W, B&M, LAKE COUNTY or, locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks

D. Name of works None

E. Capacity of diversion works 30 cubic feet per second
 Capacity of storage reservoir 9,000 gallons per minute
 State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1981	none	none	none	900	900	900	900	900	900	900	none	none	6300

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years Same as 1981 gallons
 Minimum annual water use in recent years Same as 1981 acre-feet
 Type of diversion facility: gravity ✓, pump ✓

Method of measurement: weir ✓, flume ✓, electric power meter ✓, water meter ✓, estimate ✓

F. Purpose of use (what water is being used for) Domestic - Recreation - Fire Protection

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
Anderson Spgs. Subdivision Track #1 Block B - #405 LAKE CO. Near Middletown, Ca.

H. Year of first use as nearly as known 1972I. Name of person filing statement J. P. Nickell and Buena R. NickellPosition Homeowner Organization ✓Address 11671 Anderson Spgs Rd. Middletown, Ca. 95461 Telephone: 987-3059

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

DATED: 7-13- 19 81 at Middletown Ca., California.Signature: Buena R. Nickell

See Instructions on Reverse Side